

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS – Land Acquisition – PJP – GADWAL- Mahabubnagar District–Makthal (Mandal) Parevula (V) - O.P.Nos.240/2000 & 325/2000 - Sanction of decretal charges of **Rs.5,73,940/-** Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 323

DATE:14.05.2009

Read :

- 1) From the Special Collector (LA) Bheema Project, Mahabubnagar District Lr.No.E/PJP/969/2008, dated:18.11.2008.
- 2) From the CCLA, Lr.No.SRP4/1205/08, dated:02.05.2009.

O R D E R:

The Special Collector (LA) Bheema Project, Mahabubnagar has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.Nos.240/2000 & 325/2000 pertaining to Parevula (V) Makthal (M) of Mahabubnagar District. The then Special Dy.Collector, LA, PJP, Gadwal had acquired the land to an extent of Acs.86-19 gts by fixing the market value @Rs.8,000/- per acre for Malai lands @Rs.22,000/- per acre for Dry lands & @Rs.27,000/- per acre for Wet lands vide Award No.6/1998, dt:29.12.1998 for the purpose of submergence of PJP in the limits of Parevula (V) Makthal (M) of Mahabubnagar District. The awardees have filed their petitions U/s.18 of the L.A.Act. The said petition were referred to the Court of Sr.Civil Judge, Narayanpet for adjudication. The Sr.Civil Judge, Narayanpet has enhanced the market value fixed by the LAO from Rs.22,000/- to Rs.58,000/- for Dry lands in O.P.No.240/2000 & 325/2000. Aggrieved with the market value enhanced by the Lower Court, the SDC, LA Unit, PJP, Gadwal has filed Appeals before the Hon'ble H.C of A.P, Hyd. The Hon'ble H.C has granted interim stay orders on 09.03.2007 and directed to deposit the half of the decretal charges within two weeks from the date of order in O.P.No.240/2000 & 325/2000 i.e 09.03.2007.Accordingly, an amount of Rs.4,60,934/- was sanctioned and the same was deposited in the court of the Sr.Civil Judge, Narayanpet on 30.06.2008. Finally, the Hon'ble High Court has disposed the A.S.Nos.164 & 165/07 in O.P.Nos.325 & 240/2000 on 30.04.07 confirming the lower court orders. The CCLA in his letter second read above has recommended the proposal of the Special Collector (LA) Bheema Project, Mahabubnagar.

- 2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.5,73,940/- (Rupees Five lakhs seventy three thousand nine hundred and forty only)** in respect of O.P.Nos.240/2000 & 325/2000 pertaining to Parevula (V) Makthal (M) of Mahabubnagar District subject to verification whether the reference under section 18 (1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Sec.18 reference was made contrary to the rules/guidelines issued by the Govt/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyd immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The expenditure sanctioned in para (2) ante shall be debitable to following Head of Account under "4701-SMJH -01-Major Irrigation -M.H.122 Jurala Project G.H.11 - NSP- SH (26) - Dams and Appurtenant works - 530 Major Works - 532 Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.1331/F2(2)/2009-1, dated 23.04.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector (LA) Bheema Project, Mahabubnagar.

The Engineer-in-Chief, Irrigation & CAD, MBNR, Errammazil, Hyderabad.

The SDC, LA, PJP, Gadwal, Mahabubnagar.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.3258//LA-III(A2)/2009

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER